

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL COAST REGION
895 Aerovista Drive, Suite 101
San Luis Obispo, California 93401**

ORDER NO. R3-2004-0066

GENERAL WASTE DISCHARGE REQUIREMENTS

for

DISCHARGES OF FRUIT AND VEGETABLE PROCESSING WASTE

The California Regional Water Quality Control Board, Central Coast Region (hereafter "Regional Board"), finds that:

What is Fruit and Vegetable Processing Waste?

1. Fruit and vegetable processing waste for purposes of this Order is defined as any byproduct of, the cutting, cleaning, cooling, drying, sorting, juicing, or packaging of fruits or vegetables excluding wastes from wineries and mushroom farms. Discharge of winery waste is regulated by General Waste Discharge Requirements for Discharges of Winery Waste, Order No. R3-2002-0084. Fruit and vegetable processing waste includes, but is not limited to, fruit and vegetable matter, soil, wash water (which may contain cleaning and disinfection chemicals, and pesticides), cooling water (which may contain descaling compounds, and anticorrosion chemicals), water softener waste brine, and impacted stormwater. Typical fruit and vegetable processing wastewater can have elevated levels of organic matter, solids, nutrients, and salts with swings in pH, requiring physical, biological, and/or chemical treatment.

Basis for General Waste Discharge Requirements

2. California Water Code Section 13260 requires any entity discharging waste or proposing to discharge waste, other than to a community sewer system, that could affect the quality of the waters of the State, to file a Report of Waste Discharge with the Regional Board.

3. Whether an individual discharge of fruit and vegetable processing waste may affect the quality of waters of the State depends on the quantity of waste, the quality of waste, extent of treatment, soil characteristics, distance to surface water, depth to groundwater, and other factors.
4. In general, waste discharges from fruit and vegetable processing operations that discharge to other than a community sewer system (hereafter "Discharger" or "Facility") may affect waters of the State and are required to submit a Report of Waste Discharge to the Regional Board.
5. The *Notice of Intent (NOI) to Comply with the Terms of the General Waste Discharge Requirements for Discharges of Fruit and Vegetable Processing Waste* (Attachment B) is equivalent to a Report of Waste Discharge.
6. In accordance with California Water Code Section 13263(i), fruit and vegetable processing facilities covered under these General Waste Discharge Requirements for Discharges of Fruit and Vegetable Processing Waste (hereafter "General WDRs"), (a) produce waste by similar operations, (b) involve similar types of waste, (c) require similar treatment standards, and (d) are more appropriately regulated under General WDRs than individual WDRs.

Basis for Waivers as to a Type of Discharge

7. Section 13269 of the California Water Code provides that a regional board may waive the requirement to provide a report of waste discharge or waste discharge requirements as to a type of discharge if the regional board determines that the waiver is consistent with the Basin Plan and is in the public interest.
8. A facility that discharges less than 5,000 GPD of fruit or vegetable processing waste and is located in an area where the depth to groundwater is greater than 100 feet poses minimal threat to water quality. Where the discharger provides documentation of these conditions and the Executive Officer determines that the discharge will comply with the Basin Plan, a waiver of the requirement to provide a report of waste discharge (CWC Section 13260(a)) is in the public interest. The waiver of monitoring requirements pursuant to CWC Section 13269(a)(3) is also appropriate.
9. A facility that discharges greater than 5,000 GPD but less than 10,000 GPD of fruit and vegetable processing waste may pose minimal threat to water quality. If a discharger submits a complete NOI documenting this flow rate and a minimal threat to water quality, a waiver of waste discharge requirements (CWC Section 13263(a)) is in the public interest. The waiver of monitoring requirements pursuant to CWC Section 13269(a)(3) is also appropriate.

Who Must Apply¹?

10. **Fruit and Vegetable Processing Facilities Without WDRs** – Any fruit and vegetable processing facility that currently discharges to other than a community sewer system without WDRs must apply for coverage under these General WDRs.
11. **Fruit and Vegetable Processing Facilities with Individual WDRs** – A fruit and vegetable processing facility currently covered by individual WDRs will be considered for coverage under these General WDRs when the

individual WDRs are scheduled for review or renewal. The date of review is specified within the individual WDRs.

Application Process

12. The process to apply for coverage under these General WDRs is described in Section A below.
13. **Fruit and Vegetable Processing Facility Application Waiver** – “Small” fruit and vegetable processing facilities discharging less than 5000 gallons per day (GPD), with depth to groundwater at their disposal area greater than 100 feet generally pose minimal threat to water quality and may not be required to apply for coverage under these General WDRs. The process to obtain a Small Fruit and Vegetable Processing Application Waiver of is described in Section A below.
14. **Fruit and Vegetable Processing Facility Waiver of WDRs** – Fruit and vegetable processing facilities discharging less than 10,000 GPD with adequate depth and sufficiently large disposal areas may be eligible for a waiver of WDRs. The process to obtain a Small Fruit and vegetable Processing Waiver of WDRs is described in Section A below.

Is a Fee Required?

15. **Annual Fee** – An annual fee is required for coverage under these General WDRs. The annual fee depends on the discharge’s Threat to Water Quality and Complexity Rating, as defined in the fee schedule in California Code of Regulations Title 23, Division 3, Chapter 9, Section 2200. The Threat to Water Quality and Complexity Rating for discharges covered by these General WDRs will be II-B, II-C, III-B, or III-C. Facilities will be assigned a threat to water quality and complexity rating upon review of their application. Dischargers must submit their required annual fee prior to enrollment in the General Order.
16. **Application Fee** – An application fee is required for the Waiver of WDRs. The Threat to Water Quality and Complexity Rating for discharges eligible for the Waiver of WDRs is

¹ If you have any questions about whether you must apply for coverage under these General WDRs, you may contact Regional Board staff at (805) 549-3147.

III-C or III-B. Facilities eligible for the Waiver of WDRs will be assigned a threat to water quality and complexity rating upon review of their application. Dischargers must submit their required application fee prior to enrollment in the Waiver of WDRs associated with this General Order.

Is Monitoring Required?

17. Monitoring and Reporting Program No. R3-2004-0066 (General MRP) is part of this Order and is included as Attachment A. The General MRP requires the Discharger to perform regular monitoring and reporting of water supply, fruit and vegetable production, chemical usage, effluent, septic system, disposal area, and solid waste disposal. Groundwater and disposal area soils monitoring may also be required. The General MRP may be modified by the Executive Officer.

Basis of Requirements

18. **Basin Plan** – The *Water Quality Control Plan, Central Coast Basin* (Basin Plan) was adopted by the Regional Board on September 8, 1994. The Basin Plan incorporates State Board plans and policies by reference and contains a strategy for protecting beneficial uses of surface and ground waters throughout the Region. These General WDRs require Dischargers to comply with all applicable provisions of the Basin Plan.
19. This Order establishes minimum standards for discharges of fruit and vegetable processing waste. The Discharger shall comply with any more stringent relevant standards in the Basin Plan. In the event of a conflict between the provisions of this Order and the Basin Plan, the more stringent provision prevails.
20. **Beneficial Uses** – Existing and potential beneficial uses of ground water within the Central Coast Region include municipal and domestic supply, agricultural supply, and industrial process and service supply.

Regulatory Considerations

21. **Storm Water** – Fruit and vegetable processing facilities that discharge storm water runoff offsite may have to obtain coverage under the *Statewide General Storm Water Permit for Industrial Activities*. Facilities should contact Regional Board storm water program staff at (805) 549-3147 to determine their applicability.
22. This Order does not preempt or supersede the authority of municipalities, flood control agencies, or other local agencies to prohibit, restrict, or control discharges of waste subject to their jurisdiction.
23. **California Environmental Quality Act, Existing Vegetable Processing Facilities** – The action to adopt these General WDRs is intended to maintain water quality. Discharges authorized under these General WDRs from existing facilities that have not expanded the amount of waste they discharge are categorically exempt from the provisions of the California Environmental Quality Act (“CEQA”, Public Resources Code sections 21000 et seq.) pursuant to sections 15301, exemption for existing projects and 15308, actions by regulatory agencies for the protection of the environment.
24. **California Environmental Quality Act, New and Expanded Fruit and Vegetable Processing Facilities** – Discharges from new fruit and vegetable processing facilities and expanded existing fruit and vegetable processing facilities may not be covered by these General WDRs until after CEQA requirements have been satisfied.
25. **Anti-Degradation** – This Order is consistent with the provisions of State Water Resources Control Board Resolution No. 68-16, “Statement of Policy with Respect to Maintaining High Quality of Waters in California.”
26. **Public Notification** – The Regional Board has notified all known potential Dischargers and all other known interested parties of the intent to adopt these General WDRs.

27. **Public Meeting** – The Regional Board, in a public meeting on July 9, 2004, heard and considered all comments pertaining to the adoption of these General WDRs.

THEREFORE, IT IS HEREBY ORDERED that, in order to meet the provisions contained in Division 7 of the California Water Code and regulations adopted thereunder, a Discharger of fruit and vegetable processing waste shall comply with the following:

A. APPLICATION PROCESS

1. A Discharger seeking authorization to discharge under these General WDRs shall submit a complete *Notice of Intent (NOI) to Comply with the Terms of the General Waste Discharge Requirements for Discharges of Fruit and Vegetable Processing Waste* and first annual fee (payable to the State Water Resources Control Board) to the Executive Officer. The NOI is included as Attachment B of these General WDRs. The information required with the NOI is equivalent to a Report of Waste Discharge.
2. Coverage under the General WDRs will be extended to a Discharger when it receives a letter of approval from the Executive Officer.
3. Public notification and Regional Board review of the Executive Officer's intent to authorize a discharge under these General WDRs may delay authorization to discharge under these General WDRs.
4. Dischargers covered under these General WDRs shall submit an updated NOI to the Executive Officer when there is any change in the information submitted within its original NOI, or any change in activities at the facility, that may affect the quality or quantity of the waste discharge.
5. These General WDRs do not authorize any discharges from facilities that have not submitted a Notice of Intent or that have not received authorization to discharge from the Executive Officer.
6. The Executive Officer may require any Discharger authorized to discharge under

these General WDRs to apply for and obtain individual WDRs. If individual WDRs are issued for a discharge, then the applicability of these General WDRs for the discharge is immediately terminated on the effective date of the alternative individual WDRs.

7. **Fruit and Vegetable Processing Facility Application Waiver** – A small Facility discharging less than 5,000 GPD that poses minimal threat to water quality may not be required to apply for coverage under these General WDRs if they satisfy the following:

- a. Contact Regional Board staff (805/549-3147) to describe your operation and discuss its applicability;
- b. Provide adequate proof that depth to groundwater at the disposal area is greater than 100 feet. Depth to groundwater may be reduced to 20 feet if wastewater is incorporated into or reused as irrigation water and applied at reasonable agronomic rates;
- c. Allow Regional Board staff to visit your facility if deemed necessary by staff;
- d. Submit written certification under penalty of perjury stating you will voluntarily comply with the Prohibitions, Recommendations, and Specifications of these General WDRs;
- e. Receive written notification from the Executive Officer that the requirement to apply for WDRs is waived, pursuant to California Water Code Section 13269.

This waiver is intended for facilities that pose minimal threat to water quality.

8. **Fruit and Vegetable Processing Facility Waiver of WDRs** – A Facility discharging less than 10,000 GPD that poses minimal threat to water quality may have WDRs waived if they satisfy the following:

- a. Submit a complete Report of Waste Discharge/NOI to the Regional Board,
- b. Provide adequate documentation that the Facility is designed to comply with the Prohibitions, Recommendations, and Specifications of these General WDRs;

- c. Depth to groundwater and size of disposal area are sufficiently large to prevent impacts to groundwater;
- d. Allow Regional Board staff to visit your facility if deemed necessary by staff;
- e. Submit written certification under penalty of perjury stating you will voluntarily comply with the Prohibitions, Recommendations, and Specifications of these General WDRs;
- f. Receive written notification from the Executive Officer that the requirement to apply for WDRs is waived, pursuant to California Water Code Section 13269.

In processing these requests for waiver of WDRs, Regional Board staff will view recycled water use within your facility and crop or landscaping irrigation disposal/reuse favorably.

This waiver is intended for facilities that pose minimal threat to water quality but due to slightly larger size than Facilities qualifying for the Application Waiver require greater Regional Board staff review. Facilities qualifying for the Fruit and Vegetable Processing Facility Waiver of WDRs will be required to submit an application fee associated with a threat to water quality designation of III-C or III-B as determined by Regional Board staff.

9. Following review of the NOI, staff may determine that the waiving of requirements is appropriate. Following waiving of WDRs, changes to the facility may render a waiver inappropriate. As a result, when there is any change in the information submitted within its original NOI, or any change in activities at the facility, that may affect the quality or quantity of the waste discharge, the Discharger shall submit an updated NOI to the Executive Officer.

B. PROHIBITIONS

1. The discharge of any waste to surface waters is prohibited.
2. The discharge of any wastes including overflow, bypass, seepage, and overspray, from transport, treatment, storage, or disposal

systems to adjacent drainageways or adjacent properties not authorized by the Executive Officer is prohibited.

3. The discharge of any wastewater within 100 feet of any domestic, agricultural, or industrial water supply well is prohibited. Variances for agricultural or facility process water supply wells (non-domestic uses only) may be granted by the Executive Officer to facilitate water reuse if sufficient information indicates that the beneficial uses of groundwater will not be significantly threatened. Additional monitoring of these wells may be required to verify beneficial uses are protected.
4. The discharge of waste other than fruit or vegetable processing wastewater (e.g., domestic wastewater) into a surface treatment and disposal system (ponds, spreading basins) is prohibited.
5. The discharge of waste classified as "hazardous," or "designated," as defined in California Code of Regulations, Title 22, Section 66261.3 et. seq. and California Water Code Section 13173, respectively, to any part of the wastewater system is prohibited.
6. The discharge or reuse of waste on land that is not under the control of the discharger is prohibited unless specifically authorized by the Executive Officer.
7. Bypass or overflow of treated or untreated vegetable processing waste from transport, treatment, and disposal facilities is prohibited.
8. Creation of a condition of pollution, contamination, or nuisance, as defined by of California Water Code Section 13050, is prohibited.

C. RECOMMENDATIONS

Pollutant Source Control Guidelines

1. Water-conserving devices should be used to minimize wastewater generation.
2. Use of cleaning chemicals should be minimized. Use of peracetic acid or ozonated

washwater is preferred for cleaning and disinfection.

3. When using water-softening devices, canister-type water softeners or similar alternatives should be used to prevent the discharge of salt brine. Where self-regenerating water softeners are used, the number of connections to the water softener should be minimized.

Design Guidelines

4. Large solids should be separated from fruit and vegetable processing wastewater through redundant screening and removal systems (e.g., screened floor drains, rotary drum screens, and/or settling basins) prior to further treatment and disposal.
5. Fruit and vegetable processing wastewater treatment and disposal systems should be designed to accommodate projected future growth in fruit or vegetable processing.
6. Fruit and vegetable processing wastewater treatment and disposal systems should beneficially reuse (e.g. for irrigation, dust abatement) wastewater wherever feasible.
7. Where the disposal area's soil buffering capacity may be insufficient, wastewater pH should be neutralized to between 6.0 and 8.5 prior to disposal or reuse. Otherwise, disposal area soils or groundwater monitoring may be required.
8. To prevent odor nuisance and impacts to groundwater where treated fruit and vegetable processing wastewater is discharged to land, organic loading rate should not exceed a 30-day average of 100 pounds of Biochemical Oxygen Demand (BOD₅) per acre per day.
9. The use of septic systems, particularly subsurface absorption systems, for fruit and vegetable processing wastewater is discouraged. However, if septic systems are used, they shall be designed for the unique characteristics of the wastewater. In particular, the following conditions should be addressed by the septic system design:
 - a. Materials likely to pass through a septic tank, which may clog and destroy a soil absorption system, should be excluded from the septic system.
 - b. Fruit and vegetable processing wastewater flow fluctuates and solids must have time to settle, therefore large septic tanks and effluent filters are required to prevent solids from passing into and degrading soil absorption systems. The hydraulic detention time of septic tanks should be no less than 48 hours at peak flows. Soil absorption system sizing shall be based on the average daily flow during the peak flow week.
 - c. Septic tank(s) contents should be easily accessible to inspect solids levels, pump out solids, and clean and replace effluent filters.
 - d. The organic content of fruit and vegetable processing wastewater effluent from septic tanks, as measured by Biochemical Oxygen Demand (BOD₅), is generally greater than that of domestic wastewater. The organic matter can cause excessive slime formation that may clog a soil absorption system if the soil absorption system is not periodically rested. Dual soil absorption systems are necessary to allow alternating wastewater loading and resting.
 - e. Inspection risers should be installed in soil absorption systems to monitor water levels.
10. Fruit and vegetable processing wastewater treatment and disposal systems should be designed to minimize chemical addition and maintenance.

D. SPECIFICATIONS

Design Specifications

1. Physical facilities shall be designed and constructed according to accepted engineering practice and shall be capable of full compliance with this order.
2. Fruit and vegetable processing wastewater shall be captured, treated, and disposed of separately from domestic wastewater.

Combined subsurface disposal may be authorized in writing by the Executive Officer.

3. Wastewater treatment and disposal systems shall be designed for the maximum daily flow of wastewater and organic loading generated, including seasonal, vegetable type, or precipitation impacts to maximum daily flow.
4. Wastewater flow rates shall be measured with an accurate flow measurement method or device.
5. Wastewater treatment ponds shall be lined with either a relatively impermeable membrane, two feet of soil with a permeability of less than 10^{-6} centimeters per second, or an engineered alternative approved in writing by the Executive Officer. A variance from this requirement may be approved by the Executive Officer for facilities with low organic load wastewater (e.g. wash and cooling facilities with very little additional processing).
6. Freeboard less than two feet, but no less than one foot, may be approved by the Executive Officer if documented by a registered civil engineer or registered engineering geologist that structural integrity and required capacity will not be compromised with proposed freeboard.
7. Wastewater treatment facilities shall be designed to contain all wastewater flows and rainfall, including inflow and infiltration, from any 100-year, 24-hour storm event.
8. Wastewater treatment ponds shall have foundations or bases capable of providing support for the structures, and capable of withstanding hydraulic pressure gradients to prevent failure due to settlement, compression, or uplift and all effects of ground motions resulting from at least the maximum probable earthquake, as certified by a registered civil engineer or certified engineering geologist.
9. Subsurface soil absorption systems shall be designed in accordance with Section VIII.D.3 of the Basin Plan.

10. No part of the disposal system(s) shall extend to a depth where waste may pollute groundwater.

11. The wastewater system shall not be located where it will alter the existing drainage pattern of the site, including alteration of the course of a stream or river.

Effluent Limitations

12. Fruit and vegetable processing wastewater flow shall not exceed the design capacity of the treatment and disposal system.
13. The organic loading rate of fruit and vegetable processing wastewater discharged to land shall not exceed a 30 day average of 100 pounds of Biochemical Oxygen Demand (BOD₅) per acre per day or a peak load of up to 300 pounds of BOD₅ per acre per day.

Groundwater Limitations

14. The discharge shall not cause a statistically significant increase of mineral constituent concentrations in underlying groundwater.
15. The discharge shall not cause groundwater downgradient of the disposal area to exceed applicable Sub-basin/Sub-Area median groundwater objectives as documented in Appendices A32-35 of the Basin Plan.
16. The discharge shall not cause the pH of underlying groundwater to exceed 8.3 or recede below 6.5.
17. The discharge shall not cause nitrate concentrations in groundwater downgradient of the disposal area to exceed 10 mg/l (as N).
18. The discharge shall not cause concentrations of chemicals and radionuclides in groundwater to exceed limits set forth in Title 22 of the California Code of Regulations or Table 3.8 of the Basin Plan.
19. The discharge shall not cause groundwater to contain concentrations of organic chemicals in excess of the limiting concentrations set forth in California Code of Regulations, Title 22,

Chapter 15, Article 5.5, Section 64444, Table 64444-A.

20. The discharge shall not cause groundwater to contain taste or odor producing substances in concentrations that adversely affect beneficial uses.
21. The discharge shall not cause groundwater to contain concentration of chemical constituents in amounts that adversely affect the agricultural supply beneficial use.
22. No controllable water quality factor shall significantly degrade the quality of any groundwater resource or adversely affect long-term soil productivity.

Operation Specifications

23. Wastewater treatment and containment ponds shall have sufficient freeboard, no less than two feet (measured vertically, from the water surface up to the point on the surrounding berm or dike having the lowest elevation) and shall be designed and constructed to prevent overtopping as a result of windy storm conditions and the maximum probable earthquake. Lesser freeboard, no less than one foot, may be approved by the Executive Officer if documented by a registered civil engineer that structural integrity and required capacity will not be compromised with proposed freeboard.
24. Ponds shall contain permanent markers indicating depth and freeboard.
25. The dissolved oxygen concentration in the upper zone (one foot) of aerated or oxidation pond systems shall not be less than 1.0 mg/L at any time.
26. Ponds shall be managed to prevent breeding of mosquitoes and other vectors.
 - a. An erosion control program shall ensure small coves and irregularities are not created around the perimeter of the water surface.
 - b. Weeds shall be minimized through control of water depth, harvesting, or herbicides.

- c. Dead algae, vegetation, and debris shall not accumulate on the water surface.

27. Where spreading basins are used for treatment and disposal, the spreading basins shall be operated in a regular rotating sequence, with a rotation frequency no less than weekly, or as agreed upon by the Executive Officer. The spreading basin bed slope shall be maintained to ensure even distribution of wastewater.
28. Solids accumulation in all septic tanks shall be measured at least annually and cleaned when it appears that either the bottom of the scum layer will be within four (4) inches of the bottom of the outlet device or the sludge level will be within ten (10) inches of the outlet device before the next scheduled inspection.
29. Dual leachfield systems shall be operated in a regular rotating sequence, with a rotation frequency no less than annually.

Solids Disposal Specifications

30. Collected screenings and other solids removed from liquid wastes that will not or cannot be used agronomically shall be disposed of at a legal point of disposal, and in accordance with Title 27, Division 2 of the California Code of Regulations.
31. In no case shall accumulated sludge from a wastewater pond be used as an agronomic addition to fields without written authorization from the Executive Officer.
32. If accumulated biosolids from a wastewater pond will be used as an agronomic addition to fields, a proposal containing, at a minimum, the following information shall be submitted in writing to the Executive Officer before commencement:
 - a. The physical properties of the sludge to be removed from the pond, including the volume and percent solids.
 - b. A summary of laboratory analytical results for a composite sludge sample. At a minimum, the analyses shall include pH, cadmium, chromium, copper, lead, nickel, zinc, and total nitrogen. A leachability test of the sludge may be required if

deemed necessary by the Executive Officer.

- c. Descriptions of the proposed land application areas, including a map denoting watercourses, approximate depth to groundwater, acreage and the crops to be grown thereupon.
- d. Calculations showing the sludge will be applied at reasonable agronomic rates (based on nutrient uptake of the crop).
- e. A project schedule. Sludge application shall be confined to the dry season, between April 15 and October 15 each year. Sludge shall be spread and incorporated into the soil in a manner to prevent erosion, runoff or nuisance conditions.
- f. A statement verifying that no hazardous waste or domestic waste has been discharged to the ponds.

Wastewater Recycling/Re-Use Specifications

23. Fruit and vegetable processing wastewater shall not be applied to land within 24 hours of a forecasted rain event, during rainfall, 24 hours after a rainfall event, or when soils are saturated.
24. Fruit and vegetable processing wastewater shall be applied in such a manner so as not to exceed agronomic rates.
25. Land application of treated fruit and vegetable processing wastewater shall be managed to prevent ponding, runoff, and erosion.
26. There shall be no connection between a potable water supply and a treated fruit and vegetable processing wastewater distribution system.
27. All piping, valves, and outlets shall be marked to differentiate treated fruit and vegetable process wastewater from other sources of water.

E. STANDARD PROVISIONS

1. The Discharger shall comply with Monitoring and Reporting Program R3-2004-0066, included as Attachment A of these General

WDRs, and any revisions prescribed thereto by the Executive Officer.

2. A copy of these General WDRs shall be kept at the discharge facility for reference by operating personnel. Key operating and site management personnel shall be familiar with its contents.
3. The Discharger shall take all reasonable steps to prevent any discharge in violation of these General WDRs.
4. The Discharger shall at all times properly operate and maintain all facilities and systems of treatment and control (and related appurtenances) to achieve compliance with these General WDRs. Proper operation and maintenance also includes adequate laboratory controls and appropriate quality assurance procedures. This provision requires the operation of backup or auxiliary facilities or similar systems when necessary to achieve compliance with these General WDRs.
5. The Discharger shall furnish the Regional Board, within a reasonable time, any information that the Board may request to determine compliance with these General WDRs.
6. The Discharger shall allow the Regional Board or its authorized representatives to:
 - a. Enter upon the Discharger's premises where a regulated facility or activity is located or conducted, or where records pertinent to this Order are kept;
 - b. Inspect and photograph any facilities, equipment (including monitoring and control equipment), practices, or operations pertinent to this Order;
 - c. Have access to and copy any records pertinent to this Order; and
 - d. Sample or monitor for the purposes of assuring compliance with this Order.
7. All technical and monitoring reports submitted pursuant to this Order are required pursuant to Section 13267 of the California Water Code. Failure to submit reports in accordance with schedules established by this Order or attachments to this Order, or failure to submit a report of sufficient technical quality to be

acceptable to the Executive Officer, may subject the discharger to enforcement action pursuant to Section 13268 of the California Water Code. The Regional Board will base all enforcement actions on the date of Order adoption.

8. All reports, NOI, or other documents required by these General WDRs, and other information requested by the Regional Board shall be signed by a person described below or by a duly authorized representative of that person.
 - a. For a corporation: by a responsible corporate officer such as: (1) a president, secretary, treasurer, or vice president of the corporation in charge of a principal business function; (2) any other person who performs similar policy or decision-making functions for the corporation; or (3) the manager of one or more manufacturing, production, or operating facilities if authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.
 - b. For a partnership or sole proprietorship: by a general partner or the proprietor.
9. Any person signing a document under Provision 8 makes the following certification, whether written or implied:

"I certify under penalty of law this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."
10. The Discharger shall give notice to the Regional Board as soon as possible of any planned

alterations to the permitted facility that may change the nature or concentration of pollutants in the discharge.

11. Violations of these General WDRs may result in enforcement actions as authorized under the California Water Code.
12. This Order does not authorize commission of any act causing injury to the property of another, does not convey any property rights of any sort, does not remove liability under federal, state, or local laws, and does not guarantee a capacity right.
13. Requirements of this Order are severable. If any requirement of the Order is found invalid, the remainder of the Order shall not be affected.
14. In the event of any change in control or ownership of land or waste discharge facilities presently owned or controlled by the Discharger, the Discharger shall notify the succeeding owner or operator of the existence of these General WDRs by letter, a copy of which shall be immediately forwarded to the Executive Officer.
15. In the event the discharger wishes to terminate authorization under these General WDRs, the Discharger shall submit a Notice of Termination (NOT). A Regional Board staff inspection of the facility may be required prior to terminating coverage. Termination from coverage will occur on the date specified in the NOT, unless notified otherwise. All discharges shall cease before the date of termination, and any discharges on or after this date shall be considered in violation of these General WDRs unless covered by other WDRs.
16. These General WDRs will be reviewed on or about **July 9, 2009**, or sooner at the discretion of the Regional Board. A discharger enrolled under these General WDRs will be automatically enrolled under the reissued General WDRs, unless a NOT is submitted to terminate coverage.

July 9, 2004

I, Roger W. Briggs, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, Central Coast Region, on July 9, 2004.

Roger W. Briggs
Executive Officer

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